

Agenda

City Council Regular Session

TUESDAY
September 7, 2004

8:00 – 10:00 p.m.
Council Chambers

Page

1. Call to Order
2. Roll Call, Flag Salute
3. Communications: Written and Oral

Note: Three-minute limit per person, or five minutes if representing the official position of a recognized organization. A maximum of three persons is permitted to speak to each side of any one topic. Additional presentations may be heard at Agenda Item 13, including three additional persons speaking to topics heard at Agenda Item 3.
4. Reports of Community Council, Boards and Commissions
5. Report of the City Manager
 - (a) Management Brief regarding the Downtown Bellevue Design Charrette planned for September 17-18.
6. Council Business
7. Approval of the Agenda
8. Consent Calendar
 - (a) Minutes of July 19, 2004 Study Session
Minutes of July 19, 2004 Regular Session
Minutes of July 26, 2004 Extended Study Session

PCD
Dan Stroh/
Emil King

5-1

City Council meetings are wheelchair accessible. American Sign language (ASL) interpretation is available upon request. Please phone 452-6805 at least 48 hours in advance.



City of Bellevue

Minutes of July 29, 2004 Special Meeting
Minutes of August 2, 2004 Study Session
Minutes of August 2, 2004 Regular Session
Minutes of August 3, 2004 Special Meeting (Budget
Retreat)

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| (b) Resolution No. 7063 authorizing execution of the 2004 Amendment to the I-90 Memorandum of Agreement. | CMO | <u>8-1</u> |
| (c) Ordinance No. 5543 authorizing execution of a Homeland Security Subgrant Agreement with King County to accept grant funds for two projects in the amount of \$403,290; establishing projects within the Operating Grants and Donations Fund; amending the Operating Grants and Donations Fund by appropriating additional revenues to those funds; authorizing expenditures of said grant funds; and authorizing interfund loans. | CMO | <u>8-22</u> |
| (d) Resolution No. 7064 authorizing execution of a professional service agreement with Mayes Testing Engineers, Inc, in an amount not to exceed \$193,403 for special testing and inspection services required for the New City Hall. | NCH Team | <u>8-29</u> |
| (e) Resolution No. 7065 authorizing execution of a Parking Agreement and Covenant with King County/Metro in consideration of the relinquishment of their Public Transportation Easement Reservation within the City's future right-of-way on 110 th Avenue NE as part of the redevelopment of the New City Hall. | NCH Team/ TRAN | <u>8-32</u> |
| (f) Resolution No. 7066 authorizing the City Manager or his designee to execute a Declaration of Right of Way and Reservation of Sidewalk, Utilities, Lighting and Landscaping Easement over Parcel 1 and Parcel 2 of Short Plat SP 81-17 New City Hall in connection with Transportation Department CIP Plan No. PW-R-139 – 110 th Avenue NE between NE 4 th and NE 6 th Streets. | NCH Team/ TRAN | <u>8-39</u> |

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| (g) Resolution No. 7067 authorizing execution of a Settlement Agreement accepting the amount of \$12,500 in settlement of Diamatsu, Inc., d/b/a Taste of Tokyo vs. City of Bellevue, Moltz Trust, and Michael Stansbury, Cause No. 03-2-32651-8 SEA. | LEG | <u>8-46</u> |
| (h) Resolution No. 7068 authorizing execution of an agreement with Preston Gates & Ellis LLP to provide bond counsel services. | FIN | <u>8-49</u> |
| (i) Motion to approve payment of claims for the period July 31, 2004 through August 27, 2004 and payroll for the period July 16, 2004 through August 15, 2004. | FIN | <u>8-53</u> |
| (j) Resolution No. 7069 authorizing execution of a memorandum of understanding with the Public, Professional & Office-Clerical Employees and Drivers Union No. 763 representing the Police Clerical and Communications Employees to extend the terms of the labor agreement to a limited term employee performing office assistant work. | HR | <u>8-55</u> |
| (k) Resolution No. 7070 authorizing execution of a 2004 through 2006 successor labor agreement in an increased cost of approximately \$1.7 million over a three year term with the International Association of Firefighters Union, Local No. 1604 representing Firefighters. | HR | <u>8-59</u> |
| (l) Resolution No. 7071 authorizing execution of a professional services agreement with Paladin Data Systems in an amount not to exceed \$330,400 over a two year period for monitoring and maintenance of existing databases and implementation of new ones. | ITD | <u>8-63</u> |
| (m) Resolution No. 7072 authorizing execution of an annual support agreement with Microsoft Inc. for an amount not to exceed \$68,000 to provide technical support and consultation for all Microsoft software products. | ITD | <u>8-66</u> |

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| (n) Motion to award Bid No. 0442 for the construction of the restroom building at the Bellevue Downtown Park to Regency NW Construction, Inc., as low bidder, in the amount of \$180,942. (CIP Plan No. P-R-11) | PARKS | <u>8-69</u> |
| (o) Resolution No. 7073 authorizing execution of a purchasing contract with Braun Northwest, Inc. in the amount of \$200,948 for the design, build, and delivery of a bomb truck for the Bellevue Police Department, utilizing grant funds, previously approved by King County and accepted by City Council, and using MERF reserves.. | POLICE | <u>8-73</u> |
| (p) Ordinance No. 5544 authorizing execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) for the acceptance of \$124,950 in state 2004 Supplemental Transportation Appropriation funding through the Safe Routes to School Program; amending the 2003-2009 General Capital Investment Program (CIP) Plan to increase the appropriation to the CIP and to increase the 164 th Avenue NE Sidewalk project budget (PW-WB-66) by \$116,000; amending the Operating Grants and Donations Fund by \$8,950 for pedestrian safety awareness at Sherwood Forest Elementary School. | TRAN | <u>8-77</u> |
| (q) Resolution No. 7074 authorizing execution of a professional services agreement with SvR Design Company, Inc. in an amount not to exceed \$230,000 for engineering services for preliminary design of 145 th Place SE, SE 8 th Street to SE 24 th Street, and SE 22 nd Street. (CIP Plan No. NIS-1 NIS03T002). | TRAN | <u>8-84</u> |
| (r) Ordinance No. 5545 authorizing and providing for the acquisition of interest in land for the purpose of improving 150 th Avenue SE from SE 38 th Street to SE Newport Way as part of CIP Plan No. PW-R-105, 150 th Avenue SE Improvements, Phase 1, providing for condemnation, appropriation, taking and damaging of land and property rights necessary therefore; providing for the cost thereof and directing the | TRAN | <u>8-89</u> |

initiation of appropriate proceedings in the manner provided by law for said condemnation.

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| (s) | Motion to award bid No. 0402 for the construction of a new sidewalk and planter strip on the north side of NE 8 th Street, from 96 th Avenue NE to 98 th Avenue NE to Dennis R. Craig Construction, Inc as low bidder in the amount of \$189,467.00. (CIP Plan Nos. NEP-1 and PW-W/B 56). | TRAN | <u>8-106</u> |
| (t) | Motion to award bid No. 0439, Water Security Enhancement Project – Phase 2 to Thomas Steenmeyer Co., Inc. as low bidder in the amount of \$50,592.00. (CIP Plan No. W-95) | UTIL | <u>8-111</u> |
| (u) | Resolution No. 7075 authorizing granting an easement across a portion of Tract C Somerset North slope to Puget Power for the installation of a portion of an electrical power transmission/distribution system. | UTIL | <u>8-114</u> |

9. Public Hearings

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| (a) | A public hearing to receive comments regarding support for the King County Library System's Proposition #1 (Capital Replacement Bond Measure) on September 14, 2004 primary election ballot. | CCO Myrna Basic Diane Carlson | <u>9-1</u> |
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Ballot Title:

The Board of Trustees of the King County Rural Library District, doing business as the King County Library System, adopted Resolution 2004-03, concerning funding for capital projects at every library throughout the System. This proposition would replace funding previously provided by the 1988 capital bonds and authorize the System to acquire, construct, equip and furnish new libraries; renovate, expand and upgrade existing libraries; acquire new books, materials and equipment; and undertake other capital improvements throughout the System; incur indebtedness, issue no more than \$172,000,000 of general obligation bonds maturing within 20 years, and levy annual excess property taxes to pay and

retire such bonds, all as provided in Resolution 2004-03.

1. Staff report

CMO
Diane
Carlson

2. Motion to open public hearing

3. Public Hearing testimony

Note: Three-minute limit per person, or five minutes if representing the official position of a recognized organization.

4. Motion to close public hearing

5. Resolution No. 7076 stating the City Council's support for the King County Library System's Proposition #1 (Capital Replacement Bond measure) on the September 14, 2004 primary election ballot.

6. Council discussion

10. Land Use

11. Other Ordinances, Resolutions and Motions

(a) Ordinance No. 5542 amending the Bellevue City Code to allow signs at the upper levels of high-rise buildings downtown; amending Sections 22B.10.020, 22B.10.025 and 22B.10.030 of the Bellevue City Code; and establishing an effective date.

PCD
Kate Berens

11-1

(Discussed with Council at the July 26, 2004 Extended Study Session and the August 2, 2004 Regular Session.)

12. Unfinished Business

13. Continued Oral Communications

14. New Business

15. Executive Session

16. Adjournment